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Washington, Thursday, May 26, 1949

TITLE 3—THE PRESIDENT

PROCLAMATION 2841

FLAG DAY, 1949

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the American flag, which has become the symbol of our freedom, was adopted by the Continental Congress on June 14, 1777; and

WHEREAS it is our custom to observe June 14 each year with ceremonies designed not only to commemorate the birth of our flag but also to rededicate ourselves to the ideals for which it stands; and

WHEREAS this beloved emblem, which flies above all our people of whatever creed or race, signalizes our respect for human rights and the protection such rights are afforded under our form of government:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby ask that on Flag Day, June 14, 1949, the people of the Nation honor our colors by displaying them at their homes or other suitable places and by giving thanks for their privileges as citizens under this flag, as well as by engaging in earnest contemplation of the obligations inherent in citizenship. I also direct the appropriate officials of the Government to display the flag of the United States on all Government buildings on Flag Day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 24th day of May in the year of our Lord nineteen hundred and forty-nine, and of the Independence of the United States of America the one hundred and seventy-third.

[SEAL]

HARRY S. TRUMAN

By the President:

JAMES E. WEBB,
Acting Secretary of State.

[F. R. Doc. 49-4236; Filed, May 24, 1949; 2:33 p. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 239—FORMS PRESCRIBED UNDER THE SECURITIES ACT OF 1933

PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1940

EDITORIAL NOTE: Section 239.21 has been redesignated § 239.16a. Section 270.4 has been redesignated § 270.0–4.

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Reg.,[1] Amdt. 101]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

CONTROLLED HOUSING RENT REGULATION

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) is amended in the following respect:

Schedule A, Item 247, is amended to describe the counties in the Defense-Rental Area as follows:

Atoka, Haskell, Hughes, Latimer, McIntosh, and Pittsburgh except the City of McAlester.

This decontrols from §§ 825.1 to 825.12 the City of McAlester in Pittsburg County, Oklahoma, a portion of the McAlester, Oklahoma, Defense-Rental Area.

(Sec. 204 (d), 61 Stat. 197, as amended, 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894 (d). Applies sec. 204, 61 Stat. 197, as amended, 62 Stat 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894)

[1] 13 F. R. 5706, 5788, 5877, 5937, 6246, 6283, 6411, 6556, 6881, 6910, 7299, 7671, 7801, 7862, 8217, 8327, 8386; 14 F. R. 17, 93, 143, 271, 337, 456, 627, 695, 856, 918, 979, 1005, 1083, 1345, 1394, 1519, 1570, 1571, 1587, 1666, 1667, 1733, 1760, 1823, 1868, 1932, 2059, 2060, 2084, 2176, 2233, 2412, 2441, 2545, 2605, 2607, 2695.

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THE PRESIDENT

EXECUTIVE AGENCIES

FEDERAL REGISTER

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CONTENTS—Continued

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

This amendment shall become effective May 23, 1949.

Issued this 23d day of May 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-4209; Filed, May 25, 1949; 8:53 a. m.]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg.,[1] Amdt. 96]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

RENT REGULATION FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

The Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92) is amended in the following respect:

Schedule A, Item 247, is amended to describe the counties in the Defense-Rental Area as follows:

Atoka, Haskell, Hughes, Latimer, McIntosh, and Pittsburgh except the City of McAlester.

This decontrols from §§ 825.81 to 825.92 the City of McAlester in Pittsburg County, Oklahoma, a portion of the McAlester, Oklahoma, Defense-Rental Area.

(Sec. 204 (d), 61 Stat. 197, as amended, by 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894 (d). Applies sec. 204, 61 Stat. 197, as amended, 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894)

This amendment shall become effective May 23, 1949.

Issued this 23d day of May 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-4208; Filed, May 25, 1949; 8:53 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

[Circular 1734]

PART 288—GENERAL TRESPASS REGULATIONS

ACTION BY REGIONAL FIELD EXAMINER

Part 288 is amended by deleting § 288.9.

(R. S. 453, 2478; 43 U. S. C. 2, 1201)

ROSCOE BELL,
Associate Director.

Approved: May 19, 1949.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 49-4175; Filed, May 25, 1949; 9:01 a. m.]

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[1] 13 F. R. 5750, 5789, 5875, 5937, 5938, 6247, 6283, 6411, 6556, 6882, 6911, 7299, 7672, 7801, 7862, 8218, 8328; 14 F. R. 18, 272, 337, 457, 627, 682, 695, 857, 918, 978, 1083, 1345, 1520, 1570, 1582, 1587, 1669, 1670, 1734, 1869, 1932, 2061, 2062, 2085, 2177, 2237, 2413, 2440, 2441, 2545, 2607, 2608, 2695.

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 110—DESTRUCTION OF RECORDS

SUBPART A—STEAM ROADS

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 12th day of May A. D. 1949.

The matter of "Regulations to Govern the Destruction of Records of Steam Railroads, issue of 1945," being under consideration by the division, pursuant to authority of section 20 (7) (b) of the Interstate Commerce Act, as amended, and certain modifications of those regulations, which are attached hereto and made a part hereof, being found necessary for administration of Part I of the act (34 Stat. 594, 35 Stat. 648, 54 Stat. 918, 49 U. S. C. 20): It is ordered, that:

(1) *Objections may be filed.* Any interested party may on or before June 17, 1949, file with the Commission a written statement of reasons why the said modifications should not become effective as hereinafter ordered and may request oral argument thereon.

(2) *Effective date.* Unless otherwise ordered after consideration of such objections, the said modifications shall become effective June 30, 1949.

(3) *Notice.* A copy of this order and the attached modifications shall be served upon every steam railroad subject to the act, and upon every trustee, receiver, executor, administrator, or assignee of any such steam railroad, and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the FEDERAL REGISTER.

By the Commission, Division 1.

[SEAL] W. P. BARTEL, *Secretary.*

Cancel § 110.1 *Authority to destroy certain records,* and paragraphs (a) and (b) of § 110.2 *Preservation of other records,* in the place of those sections, substituting the following provisions:

§ 110.1 *General authority to destroy records.* Steam railroads subject to Part I of the Interstate Commerce Act may destroy accounts, records, or memoranda named or described in the regulations in this part, if their permanent retention is not specifically required, after preservation for the respective periods of time prescribed and upon compliance with requirements of the regulations in this part. All provisions of the regulations in this part are subject, however, to the following restrictions:

(a) Authority contained in the regulations in this part shall not exempt a carrier from any statutory requirements other than the provisions of section 20 (7) (b) of the Interstate Commerce Act, as amended, relating to the destruction of carriers' accounts, records, and memoranda.

(b) Authority contained in the regulations in this part shall not be construed as permitting the destruction of original accounts, records, or memoranda while their subject matter is in litigation, and carriers destroying accounts, records, or memoranda pursuant to the provisions of the regulations in this part shall not advance such destruction as a defense in any action at law or in equity.

§ 110.1–1 *Special permission to destroy records.* The destruction of all accounts, records, and memoranda of steam railroads, except as specifically provided in the regulations in this part, is prohibited under penalties contained in section 20 (7) (b) of the Interstate Commerce Act, as amended. However, a steam railroad proposing to destroy accounts, records, or memoranda not hereinafter named or described, or proposing to photograph and destroy accounts, records, or memoranda specifically restricted by or excluded from the provisions of § 110.2, may apply to the Commission for special authority to accomplish either such purpose. Such applications shall state a full and detailed description of the accounts, records, or memoranda in question, clearly explaining their character, their use, and their purpose, and such special authority will not be granted except on a showing that the regulations impose an unreasonable burden.

§ 110.2 *Preservation by photography.* Accounts, records, and momoranda named or described in § 110.12, which have been photographed for preservation by any standard process meeting the requirements of § 110.2–2, may be destroyed after due certification of such disposition, subject to the exceptions and restrictions imposed by § 110.2–1.

§ 110.2–1 *Photographic copies.* (a) Photographic copies shall be preserved until the close of the period prescribed in § 110.12 for the retention of the account, record, or memorandum so photographed and the photographic copies shall not be destroyed without the same certification required for the originals thereof.

(b) This permission to destroy shall in no case apply to accounts, records, and memoranda which are required to be retained permanently by the following items under § 110.12:

Item	*Description*
1	Minute book of directors', executive committees', stockholders', and other meetings.
3	Capital stock records.
4	Bond records.
7	Ledgers.
9	General journals.
10	General and auxiliary cash books.
11	Journal entries.
13	Deeds and other title papers and franchises.
14	Contracts and agreements.
16	Copies of applications to and authorities from regulatory bodies for the issuance of stocks, bonds, and other securities.
57	Road and equipment records.
58	Special authorities for expenditures.
210	Reports to I. C. C. and other regulating bodies.
211	Annual reports or statements to stockholders, file copies of.
250	Engineering records.
257	Correspondence. (This exclusion shall apply only to correspondence which relates to excluded accounts and records.)

(c) All accounts, records, and memoranda included in the following items of § 110.12, other than those required by paragraph (b) of this section to be retained permanently, or those which may be destroyed at the carrier's option, shall be retained in their original form not less than two years, or not less than the period prescribed in § 110.12 where such prescribed period is shorter than two years:

Item	*Description*
2	Code and cipher books, file copies of.
5	Corporate elections.
8	Records of securities owned.
12	Records of auxiliary (outside) operations.
15	Tax records.
20	Miscellaneous records pertaining to agents' accounts.
30	Records of freight revenue.
31	Interline freight settlements.
33	Records of passenger revenue.
36	Records of sundry passenger-train revenue.
37	Records of switching revenue.
38	Records of demurrage and storage revenue.
39	Records of revenue from operations other than transportation.
50	Distribution of labor expenditures.
51	Pay-roll records.
53	Labor records, if they pertain to transportation employees as defined in the Hours of Service Act.
54	Distribution of expenditures for material.
55	Vouchers.
56	Bills collectible.
57	Road and equipment records.
70	Claim registers.
71	Claim papers.
92	Diversion of freight.
110	Material ledgers.
111	Purchases and sales.
136	Inspection records, if they pertain to locomotives.
140	Records and reports of equipment numbers changed.
142	Records and reports of equipment in and out of service.
160	Car movements.
161	Car distribution.
163	Dispatchers' records.
164	Records and reports pertaining to embargoes, etc.
169	Records of hours of service.
173	Conductors' train and car reports.
180–188, 193–206	Agencies, yards, and accounting bureaus.
210	Reports to I. C. C. and other regulating bodies, if they pertain to locomotive boilers.
212	Monthly or other periodical statements of general balance sheet, etc.
213	Monthly or other periodical statements of revenues and expenses, etc.
230–234, 238–239	Joint associations, bureaus, and similar agencies.
244	Signal department records.
251	Duplicate accounts, records, and memoranda.
254	Land, industrial, and immigration department records.
256	Data relating to the destruction of records.
257	Correspondence, if pertaining to accounts or records required to be retained two years in original form.
258	Store door pick-up and delivery records.

§ 110.2–2 *Photographic processes.* (a) Photographic processes used for preservation of accounts, records, or memoranda must produce copies with-

out significant loss of clarity, and the material to be photographed shall be sorted in an orderly manner and shall be adequately indexed. Photographic copies shall be no less readily accessible than the original account, record, or memorandum as normally filed or preserved would be, and suitable means or facilities shall be available to locate, identify, read, or reproduce such photographic copies. Upon request by the Commission's representatives, carriers shall furnish prints, enlarged to original size, of any accounts, records, or memoranda which have been photographed for preservation.

(b) Any significant characteristic, feature, or other attribute of the original record or document, which photography in black and white will not preserve, shall be clearly indicated before the photograph is made. The reverse side of printed forms need not be copied if nothing has been added to the printed matter common to all such forms, but an identified specimen of such form shall be on the film for reference.

(c) Film used for preservation of photographic copies shall be of permanent-record type meeting in all respects the minimum specifications of the National Bureau of Standards, and all processes recommended by the manufacturer of such film shall be observed to protect it from deterioration or accidental destruction.

(Sec. 20, 24 Stat. 386, as amended; 49 U. S. C. 20)

[F. R. Doc. 49-4181; Filed, May 25, 1949; 9:01 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Part 1]

[Docket No. 9320]

PRACTICE AND PROCEDURE

NOTICE OF PROPOSED RULE MAKING

In the matter of amendment of Part 0 of the Commission's statement of delegations of authority and Part 1 of the Commission's rules and regulations; Docket No. 9320.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The Commission proposes to amend section 0.143 of the Commission's statement of delegations of authority and § 1.327 of its rules, as set forth below. The amended rules would permit existing licenses or permittees of broadcast stations to locate, maintain, or use studios or apparatus for the production of programs to be transmitted or delivered to foreign radio stations, without making formal application therefor, in those cases where such programs will be or have been broadcast by the licensee or permittee. Authority to pass upon the informal applications which would be permitted, is delegated to the Secretary upon the approval of the Bureau of Law.

3. Section 325 (b) of the Communications Act provides that "No person shall be permitted to locate, use, or maintain a radio broadcast studio or other place or apparatus from which or whereby sound waves are converted into electrical energy, or mechanical or physical reproduction of sound waves produced, and caused to be transmitted or delivered to a radio station in a foreign country for the purpose of being broadcast from any radio station there having a power output of sufficient intensity and/or being so located geographically that its emissions may be received consistently in the United States, without first obtaining a permit from the Commission upon proper application therefor." Section 325 (c) provides that "Such application shall contain such information as the Commission may by regulation prescribe, and the granting or refusal thereof shall be subject to the requirements of section 309 hereof with respect to applications for station licenses or renewal or modification thereof." Obviously, if a licensee or permittee has been found qualified to broadcast programs in this country, he would be qualified to originate the same program for transmission to a foreign country to be broadcast there. Accordingly, it is deemed unnecessary to require him to file a formal application for this purpose, and authority may be requested by an informal application.

4. Applications for the purpose of originating programs for transmission to a foreign country for broadcast, will be required on Form 308 as heretofore, by permittees or licensees who do not broadcast such programs in this country, or by those who are other than permittees or licensees.

5. Since an alien may not be licensed, applications whether on Form 308, or informal, filed by aliens for authority to originate programs in this country for transmission to a foreign country to be broadcast there, will not be entertained.

6. Section 0.143 would be amended to add a new paragraph reading as follows:

(j) Informal applications by licensees or permittees of broadcast stations for authority to locate, use or maintain a radio broadcast studio or place or apparatus for the production of programs to be transmitted to foreign radio stations, where the program has been, is being, or will be broadcast in the United States by said licensee or permittee.

7. Section 1.327 would be amended to add the following proviso: *"Provided,* That licensees or permittees of broadcast stations need not file application on FCC Form 308 in those cases where the program to be transmitted or delivered to a foreign radio station has been, is being, or will be broadcast in the United States by said licensee or permittee, but may make informal application for the authority sought."

8. The proposed rule is issued under the authority contained in sections 4 (i), 303 (b) and 303 (r) of the Communications Act of 1934, as amended.

9. Any interested person who is of the opinion that the proposed amendments should not be adopted, or should not be adopted in the form set forth, may file with the Commission on or before June 30, 1949, a written statement or brief setting forth his comments. Persons desiring to support the amendments may also file comments by the same date. The Commission will consider all comments, briefs, and arguments presented before taking final action with respect to the proposed rules.

10. Fifteen copies of each brief or written statement should be filed as required by § 1.764 of the Commission's rules and regulations.

Adopted: May 18, 1949.

Released: May 19, 1949.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4197; Filed, May 25, 1949; 9:24 a. m.]

[47 CFR, Part 64]

[Docket No. 9276]

DOMESTIC TELEGRAPH SPEED OF SERVICE STUDIES

SUPPLEMENTAL NOTICE OF PROPOSED RULE MAKING

In the matter of proposed amendment of Subpart B of Part 64 of the Commission's rules and regulations governing domestic telegraph speed of service studies; Docket No. 9276.

1. On March 30, 1949, the Commission adopted a notice of proposed rule making in the above-entitled matter. Paragraph 4 of that notice provided that interested persons may file statements or briefs with respect to the changes proposed on or before May 2, 1949.

2. By letter dated April 25, 1949, the American Communications Association, C. I. O., filed a request for extension of time within which to file statements or briefs in this matter until June 1, 1949.

3. It is believed that the requested extension of time within which to file statements or briefs in connection with this matter is reasonable. Therefore, the request of the American Communications Association is granted, and the time within which any interested person may file statements or briefs in the

above-entitled matter is extended to June 1, 1949.

Adopted: May 18, 1949.

Released: May 19, 1949.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4196; Filed, May 25, 1949; 8:51 a. m.]

FEDERAL TRADE COMMISSION

[16 CFR, Part 300]

[File 156]

REGULATIONS UNDER WOOL PRODUCTS LABELLING ACT

NOTICE OF PROPOSED RULE MAKING

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 23d day of May A. D. 1949.

Pursuant to the provisions of section 4 of the Administrative Procedure Act, notice is hereby given to all interested persons that the Federal Trade Commission, on the 28th day of June 1949, at its offices in the Federal Trade Commission Building, Washington, D. C., will give consideration to the matter of amending Rule 4 (16 CFR 300.4) of the rules and regulations promulgated under the Wool Products Labeling Act of 1939. Interested persons may participate by submitting to the Commission at any time before such date, in writing and in duplicate, their views, arguments or other data pertinent to the proposed amendment under consideration.

Such action is taken pursuant to authority provided in section 6 (a) of the Wool Products Labeling Act of 1939 (54 Stat. 1131; 15 U. S. C. sec. 68d).

The proposal to be considered is the amendment and revision of Rule 4 (16 CFR 300.4) so that a manufacturer of a wool product or a person subject to section 3 of the act with respect to such wool product may, upon proper application to the Federal Trade Commission, be assigned a registered identification number or numbers by which he undertakes to be bound in respect to any stamp, tag, label or mark of identification affixed to a wool product which sets forth his respective number; and providing that where such registered identification number appears the same may be used with fully as binding effect as and for the name required under section 4 (a) 2 (C) of the act (54 Stat. 1129; 15 U. S. C. sec. 68b); and providing further for forms to be used in making application for registered identification numbers; and further providing that when a registered identification number is used it shall be immediately preceded by the symbol "WPL"; and further providing for the continued use of manufacturers' registered identification numbers heretofore assigned by the Commission under Rule 4, subject, however, to the provisions of Rule 4 as amended.

Tentative draft of proposed Rule 4 (16 CFR 300.4) is set out below:

§ 300.4 (a) *Use of a registered identification number as and for an identifying name.* A registered identification number assigned by the Federal Trade Commission in accordance with the provisions of paragraph (b) of this section may be used upon the stamp, tag, label or other mark of identification required under the act to be affixed to a wool product, as and for the name of the person to whom such number has been assigned.

(b) *Application for registered identification number.* Any manufacturer of a wool product or person subject to section 3 of the act with respect to such wool product, residing in the United States, may make application to the Federal Trade Commission for a registered identification number, or such numbers as the Commission may deem appropriate, for use by the applicant on the required stamp, tag, label or other mark of identification under the act, as and for his name with fully as binding effect. Such application shall be in writing, duly executed under oath or affirmation, and shall be submitted in duplicate and in appropriate form for applicant's type of business organization as provided in paragraph (e) of this section.

(c) *Registered identification number to be preceded by "WPL."* When used on a stamp, tag, label, or other mark of identification required by the Wool Products Labeling Act, a registered identification number shall be immediately preceded by "WPL" and no other prefix or designation.

(d) *Manufacturers' registered identification numbers heretofore assigned to remain in effect.* Manufacturers' registered identification numbers heretofore assigned under the provisions of original Rule 4 (16 CFR 300.4) which have not been withdrawn and cancelled shall remain in effect and be subject in all respects to the provisions of Rule 4 as amended as well as to other requirements of the Commission and of the rules and regulations under the act.

(e) *Form of application for registered identification numbers.* (Form to be used by all applicants.)

To the Federal Trade Commission,
Washington 25, D. C.

The undersigned _____
(Full legal name of applicant) a _____ (Form of business organization) residing in the United States and having principal office and place of business at _____ (Street and number) _____, _____, _____ (City) (State or Territory) being engaged in the manufacture of a wool product as such term is defined in section 2 (e) of the Wool Products Labeling Act of 1939, or subject to section 3 of the act with respect to such wool product (i. e., one manufacturing for introduction or introducing into commerce, or selling, transporting, delivering for shipment, or offering for sale in commerce such wool product) hereby makes application to the Federal Trade Commission for the assignment of a registered identification number for use on its stamp, tag, label, or other mark of identification required under the act.

The undersigned understands and hereby agrees that when used on its stamp, tag, label, or other mark of identification required by the act such registered identification number as may be assigned it by the Federal Trade Commission shall be construed as identifying and binding the applicant as fully and in all respects as though its name appeared thereon.

The undersigned is engaged in the _____ of the following wool
(Type of operation)
products _____
(List products)

(Execution to be used by individuals, partnerships and unincorporated associations)

Dated, signed and executed this _____ day of _____, 19____ at _____, _____
(City) (State or Territory)

_____
(Signature of proprietor or partner)

_____
(Name under which business is conducted)

(If firm is a partnership list partners below:)

_____

_____

STATE OF _____
County of _____, *ss:*

On this ____ day of _____, 19____, before me personally appeared the said _____
(Name of proprietor or partner signing)
to me known to be the person described in and who executed the foregoing instrument, and acknowledged the execution of the same for the uses and purposes therein stated.

_____
Notary Public in and for County of _____, State of _____.

My commission expires _____

(Impression of notarial seal required here.)

(Execution to be used by corporations)

In witness whereof the _____
_____,
(Full legal name of corporation)
the undersigned applicant herein, a corporation charted and doing business under the laws of the State of _____, having principal office and place of business as stated aforesaid, has this ____ day of _____, 19____, caused this application to be executed and its name and corporate seal to be hereto affixed.

_____
(Full legal name of corporation)

By _____
(Signature and title of executive officer)

(Impression of corporate seal required here.)

Attest:

_____
(Secretary)

STATE OF _____
County of _____, *ss:*

On this ____ day of _____, 19____, before me personally appeared
_____
(Name of executive officer signing)
_____ of
(Title of executive officer)
_____
(Name of corporation)
to me personally known, and acknowledged the execution of the foregoing instrument on behalf of said corporation for the uses and purposes therein stated.

_____
Notary Public in and for County of _____, State of _____.

My commission expires _____

(Impression of notarial seal required here.)

By direction of the Commission.

[SEAL] D. C. DANIEL,
Secretary.

[F. R. Doc. 49-4210; Filed, May 25, 1949; 8:59 a. m.]

NOTICES

NATIONAL MILITARY ESTABLISHMENT

Secretary of Defense

[Transfer Order 38]

ORDER TRANSFERRING FROM DEPARTMENT OF THE ARMY TO DEPARTMENT OF THE AIR FORCE MOTION PICTURE SERVICE FUNCTIONS

Pursuant to the authority vested in me by the National Security Act of 1947 (act of July 26, 1947; Pub. Law 253, 80th Cong.) and in order to effect certain transfers authorized or directed therein, it is hereby ordered as follows:

1. There are hereby transferred to and vested in the Secretary of the Air Force and the Department of the Air Force all functions, powers and duties relating to motion picture service activities, insofar as they may pertain to the Department of the Air Force or the United States Air Force or their property and personnel, which are vested in the Secretary of the Army or the Department of the Army or any officer of that Department.

2. All nonappropriated funds pertaining to motion picture service activities shall be the joint funds of the Department of the Army and the Department of the Air Force. The Secretary of the Army and the Secretary of the Air Force are authorized jointly to determine from time to time the respective interests of the two Departments in such funds and to make such division thereof as they may mutually agree upon.

3. The Secretary of the Army and the Secretary of the Air Force are authorized jointly to operate motion picture service activities and to administer the nonappropriated funds pertaining thereto in accordance with such regulations as they may jointly issue.

4. It is expressly determined that the functions herein transferred are necessary and desirable for the operations of the Department of the Air Force and the United States Air Force.

5. The Secretary of the Army, the Secretary of the Air Force or their representatives are hereby authorized to issue such orders as may be necessary to effectuate the purposes of this order. In this respect, the transfer of such related personnel, property, records, installations, agencies, activities, and projects as the Secretaries of the Army and the Air Force shall from time to time jointly determine to be necessary, is authorized.

6. This order shall be effective as of 12:00 noon, May 14, 1949.

LOUIS JOHNSON,
Secretary of Defense.

MAY 14, 1949.

[F. R. Doc. 49-4183; Filed, May 25, 1949; 8:48 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 9317]

EASTLAND COUNTY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Dan Childress, et al. d/b as Eastland County Broadcasting Company, Eastland, Texas, Docket No. 9317, File No. BP-5688; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1949;

The Commission having under consideration the above-entitled application for a permit to construct a new standard broadcast station at Eastland, Texas, to operate on 730 kilocycles, 250 watts power, daytime only;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the operation of the proposed station would be in compliance with the provisions of the North American Regional Broadcasting Agreement, and particularly with reference to the signal intensity to be delivered at the Mexican border.

8. To determine the overlap, if any, that will exist between the service areas of the proposed station and of station KSTA at Coleman, Texas, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4198; Filed, May 25, 1949; 8:51 a. m.]

[Docket No. 8836]

HARBENITO BROADCASTING CO. (KGBS)

ORDER AMENDING ISSUE

In re application of Harbenito Broadcasting Company (KGBS), Harlingen, Texas, Docket No. 8836, File No. BP-6350; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1949;

The Commission having under consideration (1) a petition, filed October 1, 1948 by Harbenito Broadcasting Company, for reconsideration and grant without hearing of its above-entitled application to change the broadcast facilities of Station KGBS at Harlingen, Texas, from 1240 kc., 250 w. power, U to 850 kc., 5 kw. power U, and to change transmitter location, install new transmitter and directional antenna for day and night use; (2) opposition to the petition filed October 11, by National Broadcasting Company, licensee of Station KOA, Denver; and (3) a reply to the opposition, filed by KGBS on October 27.

It appearing, that on March 11, 1948 the aforestated KGBS application was designated for hearing to determine, among other things, whether the operation of KGBS as proposed would cause interference to Station KOA, Denver, Colorado, or to the services proposed in KOA's pending application to increase antenna height (File No. BP-4685, Docket No. 9267); that National Broadcasting Company, licensee of Station KOA, was made a party to the proceeding; and that the hearing, scheduled to be held on May 16, 1949, has been continued indefinitely pending Commission action on the aforesaid petition; and

It further appearing, that on July 16, and October 1, 1948, the Harbenito Broadcasting Company application was amended to show a revised directional antenna array purporting to reduce the radiation toward the secondary service area of Station KOA; and

It further appearing, that, upon reconsideration of the amended KGBS application in the light of the petition, opposition thereto and reply to the opposition, the Commission is unable to determine whether the radiation suppression proposed by the amended KGBS application could be achieved or main-

tained, or whether the proposed transmitter site is suitable for the operation proposed;

It is ordered, That the Harbenito Broadcasting Company petition for reconsideration and grant of its above-entitled application without hearing is denied.

It is further ordered, That the Commission's order of March 11, 1948, designating the Harbenito Broadcasting Company's application for hearing, is amended, by changing Issue No. 6 thereof to read as follows:

6. To determine whether the installation and operation of Station KGBS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to the ratio of population between the interference-free and normally protected contours to the population which will receive satisfactory service; whether the radiation suppression proposed by KGBS can be achieved or maintained; and whether the proposed transmitter site is suitable for the operation proposed.

It is further ordered, That the hearing on the above-entitled application, which was continued indefinitely pending action by the Commission on the aforesaid petition, will be held in Washington, D. C. on the 6th day of July 1949.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4199; Filed, May 25, 1949; 8:52 a. m.]

CLASS B FM BROADCAST STATIONS

ORDER AMENDING REVISED TENTATIVE ALLOCATION PLAN

In the matter of amendment of Revised Tentative Allocation Plan for Class B FM Broadcast Stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of May 1949;

The Commission having under consideration an amendment of its Revised Tentative Allocation Plan for Class B FM Broadcast Stations, to the extent that Channel 268 will be allocated to Storm Lake, Iowa, for the purpose of making possible the grant of an application now pending for that city; and

It appearing, that there is now pending before the Commission an application for a Class B FM station at Storm Lake, Iowa, by the Cornbelt Broadcasting Company (File No. BPH-1527); that there are no other applications pending for Class B FM facilities at Storm Lake, Iowa; that no Class B FM channel has been allocated to Storm Lake, Iowa; that Channel 268, which is presently unallocated in this area, could be allocated to Storm Lake, Iowa; that the operation of a station and Channel 268 at Storm Lake, Iowa, would not cause interference to any station, existing, proposed or contemplated by present allocations; that in addition to Channel 268 there is at least one other channel which is presently unallocated in this area and which could be allocated to Storm Lake, Iowa; that the adoption of the proposed amendment will increase the number of channels allocated to Storm, Lake, Iowa, will not reduce the number of channels allocated to any other city, and will not require a change in the channel assignment of any existing FM authorization; and that no existing requirements of the Commission will be affected by said amendment; and

It further appearing, that the nature of the proposed amendment is such as to render unnecessary the public notice and procedure set forth in section 4 (a) of the Administrative Procedure Act; and that for the same reasons this order may be made effective immediately in lieu of the requirements of section 4 (c) of said act; and

It further appearing, that authority for the adoption of said amendment is contained in sections 303 (c), (d), (f), and (r) and 307 (b) of the Communications Act of 1934, as amended;

It is ordered, That, effective immediately, the Revised Tentative Allocation Plan for Class B FM Broadcast Stations is amended so that the allocation of Channel No. 263 to Storm Lake, Iowa, is included therein.

Released: May 18, 1949.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-4200; Filed, May 25, 1949; 8:52 a. m.]

[Docket Nos. 7500, 7501]

ANTILLES BROADCASTING SYSTEM, INC., AND RADIO AMERICAS CORP.

MEMORANDUM OPINION AND ORDER

In re applications of Antilles Broadcasting System, Inc., Rio Piedras, Puerto Rico, Docket No. 7500, File No. BP-4589; Radio Americas Corporation, San Juan, Puerto Rico, Docket No. 7501, File No. BP-4295; for construction permits.

1. The Commission has before it a number of pleadings in this proceeding. A brief description of the proceedings thus far is necessary for an understanding of the matters now before us for consideration. The record in the consolidated hearing on the above-entitled applications was closed on December 20, 1946. The proposed findings of fact and conclusions filed by Radio Americas Corporation raised a question concerning the legal qualifications of Dr. Raymond Fournier Marquez, the owner of 48% of the stock of Antilles Broadcasting System, Inc. Dr. Fournier was an Honorary Consul General for Costa Rica to Puerto Rico, which was claimed to be in violation of section 310 (a) (4) of the Communications Act of 1934, as amended. A petition requesting authority to file a brief in support of the position of Antilles on whether an Honorary Consul General is a representative of a foreign government within the meaning of this section was granted, and the brief was accepted by an order dated February 28, 1947. A petition by Radio Americas for review of this action was denied March 20, 1947.

2. On October 20, 1947, Antilles Broadcasting System, Inc., filed a petition for immediate consideration of this proceeding by the Commission, and alleged that Dr. Fournier was in poor health; that he desired to reduce his stock interest to 20% or less in the applicant; and that Antilles consented to a grant conditioned upon Dr. Fournier disposing of capital stock in the applicant in excess of 20%. It was further stated that discussions had been had with a Mr. Herman Stubbe and that Mr. Stubbe was ready, willing and able to buy part or all of Dr. Fournier's stock. Attached to this petition was the sworn statement of Mr. Herman Stubbe, expressing his willingness to purchase the stock of Dr. Fournier; a copy of Mr. Stubbe's balance sheet; a statement of his earnings; and a statement of his legal qualifications. On October 22, 1947, Radio Americas filed a motion to strike the petition, charging that such petition was an attempt to change the nature of the application and remove objections to the applicant, and that Radio Americas was entitled to have a decision upon the record made at the formal hearing in this proceeding.

3. The Commission was advised by letter dated April 7, 1948, from an attorney for Antilles Broadcasting System, Inc., that Dr. Raymond Fournier died April 3, 1948. On July 7, 1948, Radio Americas filed a petition for immediate consideration and grant of its application and, in support thereof, alleged that Antilles was legally disqualified by reason of the relationship between Dr. Fournier, a large stockholder, director and treasurer of the applicant, and the Government of Costa Rica and that as a result of Dr. Fournier's death, the Commission could not consider any amendment by way of substituting a new party for Dr. Fournier since it would not be conducive to the orderly administration of the Commission's business. The petition pointed out that § 1.365 of the rules provides that amendments to applications after their designation for hearing will be allowed only at the discretion of the Commission and alleging that, as a matter of Commission policy, amendments will not be permitted after a hearing.

4. On August 5, 1948, Herbert S. Ward, attorney for Antilles Broadcasting System, Inc., filed a petition for leave to consummate the transfer of Dr. Fournier's stock. In support of this petition, it is alleged that on July 1, 1947, Dr. Fournier executed a power of attorney, authorizing Mr. Ward to sell his stock and that on July 24, 1947, in Dr. Fournier's name, Mr. Ward granted unto Mr. Valldejuly, a 48% stockholder in Antilles, an option to purchase this stock and assume the responsibilities connected therewith. No mention was made of this power of attorney or option in the petition for immediate consideration, filed October 20, 1947, almost four months

after the date of the power of attorney, indicating that Dr. Fournier would dispose of all stock in excess of 20% presumably to Herman Stubbe. On July 24, 1948, approximately four months after the death of Dr. Fournier, the petition states, Mr. Valldejuly exercised his right under the option and purchased this stock, and thereby became the owner of 95% of the outstanding capital stock of Antilles Broadcasting System, Inc. The record shows that Dr. Fournier held 96 shares. Mr. Valldejuly allegedly purchased 94 of these shares. No showing of the disposition of the two remaining shares was made. It was alleged by Mr. Ward that he was advised that Antilles Broadcasting System, Inc., had been dissolved by operation of law by reason of its failure to file certain reports, but that the action the officers or directors of said applicant intend to take, or the nature of the dissolution is unknown to him, and that full information concerning their intentions would be furnished to the Commission when ascertained by him. No additional information has as yet been furnished to the Commission on this matter.

5. On August 13, 1948, Radio Americas Corporation filed its motion to dismiss the application of Antilles Broadcasting System for the reason that the foregoing petition shows the dissolution of that applicant by operation of law, rendering its application a nullity.

6. The record in this proceeding and the above petitions and motions do not contain sufficient information upon which the Commission can determine which, if any, of the petitions or motions should be granted. Therefore, a further hearing must be held. The rulings upon such petitions and motions are reserved until completion of the further hearing in this proceeding upon the issues hereinafter set forth.

7. At the time of the hearing in this proceeding, the Commission's Monitoring Station was temporarily located at Hate Rey, Puerto Rico. Since the close of the record, the Monitoring Station has moved to its permanent location at Pt. Maldenado, a distance of about eight miles from the proposed transmitter sites. The frequency involved in this proceeding is 790 kilocycles. It appears that Radio Station YV5RB, Caracas, Venezuela, is operating on 790 kilocycles with 4.72 kw. power according to the Foreign Broadcast Branch of the Central Intelligence Agency, and with 2 kw. power according to notification in the Berne list. Caracas, Venezuela, is about 550 miles distant from the proposed operations. This geographic separation may give rise to serious interference if either of the applicants is permitted to operate on the same frequency with YV5RB, especially if that station is authorized to increase its power to 10 kw. which may be done within the next year according to information available to the Commission. In addition, the Commission has received the Dominican Republic Change List #3, dated December 8, 1948, wherein notification is given under NARBA of a Class III–B, 500 watt assignment on 790 kc. to HIL at Ciudad, Trujillo, which is approximately 250 miles distant from the proposed operations. The record contains no information of the interference problems which would result from the operations proposed with the Venezuela or Dominican Republic operations. It is, therefore, necessary that a further hearing be held to determine the availability of the frequency 790 kc. for assignment in either San Juan or Rio Piedras.

8. Since the close of the record in this proceeding a location has been selected for the Naval Communications Station at Sabana, Seca, Puerto Rico. The record, therefore, does not contain any information on the signal which would be imposed upon the Naval Communications Station.

9. *Accordingly, it is ordered,* That the record in the above-entitled proceeding is reopened for further hearing on July 7, 1949, at Washington, D. C., upon the following issues:

(1) To determine whether the operations of the station proposed would involve objectionable interference with Station YV5RB, Caracas, Venezuela, and the nature and extent of such interference, and to determine whether such interference, if any, is in violation of the provisions of any International treaty to which the United States is a party, with particular reference to the Atlantic City Convention.

(2) To determine whether the operations proposed would involve objectionable interference with Station HIL, Ciudad, Trujillo, Dominican Republic, or any other existing foreign broadcast station, as defined in the North American Regional Broadcasting Agreement, and the nature and extent of such interference.

(3) To determine the signal intensity the operations proposed would impose on the Commission's Monitoring Station in Puerto Rico.

(4) To determine the signal intensity the operations proposed would impose on the proposed Naval Communications Station at Sabana Seca, Puerto Rico.

(5) To determine whether the installation and operation of the stations proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

(6) To determine the legal qualifications of Antilles Broadcasting System, Inc., with particular reference to the issues raised in the above-described petitions and motions.

(7) To determine on the basis of the record heretofore compiled and the record made in the further hearing which, if either, of the applications should be granted.

Adopted: May 16, 1949.

Released: May 19, 1949.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[FR. Doc. 49–4201; Filed, May 25, 1949; 8:52 a. m.]

[Docket Nos. 9318, 9319]

RADIO STATION WISE, INC. (WISE) AND CORBIN TIMES-TRIBUNE (WCTT)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio Station WISE, Incorporated (WISE), Asheville, North Carolina, Docket No. 9319, File No. BP–7132; the Corbin Times-Tribune (WCTT), Corbin, Kentucky, Docket No. 9318, File No. BP–7037; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of May 1949;

The Commission having under consideration the above-entitled applications of Radio Station WISE, Incorporated (WISE) for a construction permit to change the facilities of Station WISE, Asheville, North Carolina, from frequency 1230 kilocycles, 250 watts power, unlimited time to frequency 680 kilocycles, with 1 kilowatt power nights 10 kilowatts power days, employing different directional antenna patterns for day and night use and of the Corbin Times-Tribune (WCTT) for a construction permit to change the facilities of Station WCTT, Corbin, Kentucky, from frequency 1400 kilocycles, 250 watts power, unlimited time to frequency 680 kilocycles, 1 kilowatt power, unlimited time with directional antenna for night use only;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate Stations WISE and WCTT as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Stations WISE and WCTT as proposed, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Stations WISE and WCTT as proposed would involve objectionable interference with Stations WCYB, Bristol, Virginia; WMPS, Memphis, Tennessee, or with any other existing United States broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Stations WISE and WCTT as proposed would involve objectionable interference as defined in the North American Regional Broadcasting Agreement with

Canadian Station CHLO, St. Thomas, Ontario, or any other foreign broadcast stations and, if so, the nature and extent thereof.

6. To determine whether the operation of Stations WISE and WCTT as proposed would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of Stations WISE and WCTT as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That, Appalachian Broadcasting Corporation, licensee of Station WCYB, Bristol, Virginia, and WMPS, Incorporated, licensee of Station WMPS, Memphis, Tennessee, are made parties to this proceeding.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4202; Filed, May 25, 1949; 8:52 a. m.]

WNAF

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF PERMIT [1]

The Commission hereby gives notice that on May 6, 1949, there was filed with it an application (BAP-111) for its consent under section 319 (b) of the Communications Act to the proposed assignment of permit for Station WNAF, Providence, Rhode Island, from Community Broadcasting Service Co., to Narragansett Bay Broadcasting Company. The proposal to assign the permit arises out of a contract of March 23, 1949, pursuant to which the assets of Station WNAF will be transferred to the assignee for a cash consideration of $25,000 plus any amounts advanced to the seller by the assignee in order to permit the station's operation to continue during the pendency of the application for the Commission's consent. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on May 6, 1949, that starting on May 10, 1949, notice of the filing of the application would be inserted in the Providence Journal, a newspaper of general circulation at Providence, Rhode Island, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from May 10, 1949, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4203; Filed, May 25, 1949; 8:52 a. m.]

SAINT LOUIS COUNTY BROADCASTING CO.

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL [1]

The Commission hereby gives notice that on May 10, 1949, there was filed with it an application, (BTC-764) for its consent under sections 310 (b) and 319 (b) of the Communications Act to the proposed transfer of control of Saint Louis County Broadcasting Company (KXLW and KXLW-FM) from Guy Runnion and Gladys A. Runnion to Lee J. Sloan, Silas E. Sloan and T. Virgil Sloan. The proposal to transfer control arises out of agreements of April 7 and 16, 1949, pursuant to which Guy Runnion and Gladys A. Runnion will sell 16,600 shares of common and 2,700 shares of preferred stock of Saint Louis County Broadcasting Company under the following terms and conditions: (1) The purchasers have paid the sellers $1,500; (2) upon the written consent of the Federal Communications Commission to the transfer of control, the sellers shall pay the purchasers $23,500 and receive the 16,600 shares of common stock and the 2,700 shares of preferred stock; (3) the purchasers have loaned the St. Louis County Broadcasting Company $25,732.75 and the company is obligated to pay this loan during a three years' period. The loan bears 6% interest and is secured by a corporate chattel mortgage and a promissory note. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on May 10, 1949, that starting on May 11, 1949, notice of the filing of the application would be inserted in the St. Louis Star-Times a newspaper of general circulation at St. Louis, Missouri, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from May 11, 1949, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4204; Filed, May 25, 1949; 8:52 a. m.]

KCRT

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE [1]

The Commission hereby gives notice that on May 9, 1949, there was filed with it an application (BAL-871) for its consent under section 310 (b) of the Communications Act to the proposed assignment of license of station KCRT, Trinidad, Colorado, from H. L. Corley, d/b as Corley Radio and Sound Service to Earnest M. Cooper and Rembert A. Coyle, d/b as Mel-Bent Broadcast Company. The proposal to assign the license arises out of a contract of April 13, 1949, pursuant to which H. L. Corley, d/b as Corley Radio & Sound Service, agrees to sell and Earnest M. Cooper and Rembert O. Coyle, d/b as Mel-Bent Broadcasting Company, agrees to buy all of the seller's right, title and interest in and to radio station KCRT, being and situate in the City of Trinidad, Colorado, together with all of its rights in land, improvements thereon, equipment, and appurtenances for a total consideration of $15,000.00, which the former and the latter also offer for sale. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on May 9, 1949, that starting on May 5, 1949, notice of the filing of the application would be inserted in The Morning Light, a newspaper of general circulation at Trinidad, Colorado, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from May 5, 1949, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49-4205; Filed, May 25, 1949; 8:52 a. m.]

[1] Section 1.321, Part 1, Rules of Practice and Procedure.

KRAI

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE [1]

The Commission hereby gives notice that on May 4, 1949, there was filed with it an application (BAL–870) for its consent under section 310 (b) of the Communications Act to the proposed assignment of license of Station KRAI, Craig, Colorado, from Newel S. Cahoon to Northwestern Colorado Broadcasting Company (BAL–870). The proposal to assign the license arises out of a contract of May 1, 1949, pursuant to which Newl S. Cahoon agreed to transfer all real estate, leases and equipment of Station KRAI and simultaneously assign the license of said station to Northwestern Colorado Broadcasting Company. The agreement provides that in return for the transfer of the radio station, real estate leases and equipment to the Northwestern Colorado Broadcasting Company, the licensee, Newl S. Cahoon, will receive 16,000 shares of the capital stock of said Northwestern Colorado Broadcasting Company of the par value of $1.00 per share. Newel S. Cahoon will retain 8,000 shares of this stock and the second 8,000 shares will be issued directly to Howard S. Johnson in satisfaction of the licensee's account, payable to him, in connection with work done for the station. There will be a total of 32,000 shares outstanding of which 16,000 shares will be held by the present stockholders of Northwestern Colorado Broadcasting Company for which they have contributed cash. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on May 4, 1949, that starting on May 4, 1949, notice of the filing of the application would be inserted in the Craig Empire Courier and the Rocky Mountain News, newspapers of general circulation at Craig, Colorado, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from May 4, 1949, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49–4206; Filed, May 25, 1949; 8:53 a. m.]

[1] Section 1.321, Part 1, Rules of Practice and Procedure.

RADIO GREENEVILLE, INC.

PUBLIC NOTICE CONCERNING THE PROPOSED TRANSFER OF CONTROL [1]

The Commission hereby gives notice that on May 12, 1949, there was filed with it an application (BTC–766) for its consent under section 310 (b) of the Communications Act to the proposed transfer of control of Radio Greeneville, Inc., licensee of WGRV, Greeneville, Tennessee, from Robert W. Rounsaville to Paul O. Metcalf. The proposal to transfer control arises out of a contract of February 28, 1949, pursuant to which Rounsaville agrees to sell and Metcalf agrees to buy 60 shares (50%) of the voting stock of WGRV, Greeneville, Tennessee, for $25,000 cash. Further information as to the arrangements may be found with the application and associated papers which are on file at the offices of the Commission in Washington, D. C.

Pursuant to § 1.321 which sets out the procedure to be followed in such cases including the requirement for public notice concerning the filing of the application, the Commission was advised by applicant on May 12, 1949, that starting on May 17, 1949, notice of the filing of the application would be inserted in a newspaper of general circulation at Greeneville, Tennessee, in conformity with the above section.

In accordance with the procedure set out in said section, no action will be had upon the application for a period of 60 days from May 17, 1949, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U. S. C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WILLIAM P. MASSING,
Acting Secretary.

[F. R. Doc. 49–4207; Filed, May 25, 1949; 8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G–1191]

HAGERSTOWN GAS CO.

ORDER FIXING DATE OF HEARING

MAY 19, 1949.

On April 6, 1949, Hagerstown Gas Company (Applicant) filed an application with the Federal Power Commission for an order directing The Manufacturers Light and Heat Company (Manufacturers), a subsidiary of The Columbia Gas System, Inc., to establish a physical connection of its natural-gas transmission facilities with the distribution mains of Applicant for the purpose of supplying, transmitting and delivering natural gas to Applicant.

The facilities are more particularly described in the application on file with the Commission and open to public inspection. On April 11, 1949, a copy of the application was mailed by the Commission to Manufacturers.

The Commission finds: Due and proper notice of the application has been served on Manufacturers.

The Commission orders:

(A) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a public hearing in the above-entitled proceeding to be held on the 8th day of June 1949, at 10:00 a. m. (e. d. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters presented and the issues involved in the application in this proceeding.

(B) Interested State commissions may participate as provided in rules 8 and 7 (f) (18 CFR 1.8 and 1.37 (f)) of said rules of practice and procedure.

Date of issuance: May 20, 1949.

By the Commission.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49–4179; Filed, May 25, 1949; 9:00 a. m.]

[Docket No. G–1083]

CITY OF INDIANAPOLIS ET AL.

ORDER FIXING DATE FOR FURTHER HEARING

In the matter of city of Indianapolis by and through its Board of Directors for Utilities of its Department of Public Utilities, a municipal corporation of the State of Indiana, Successor Trustee of a Public Charitable Trust, Doing Business as Citizens Gas & Coke Utility; Docket No. G–1083.

On July 14, 1948, the city of Indianapolis by and through its Board of Directors for Utilities of its Department of Public Utilities, a municipal corporation of the State of Indiana, Successor Trustee of a Public Charitable Trust doing business as Citizens Gas & Coke Utility (City) filed with the Federal Power Commission an application under section 7 (a) of the Natural Gas Act for an order of the Commission requesting among other things that either Panhandle Eastern Pipe Line Company or Texas Eastern Transmission Corporation be directed to permit City to establish physical connection with its transportation facilities.

A public hearing was held on said application which commenced on March 7, 1949, and recessed on March 9, 1949, to reconvene at a time and place to be fixed by Commission order.

On March 28, 1949, City filed an amendment to its section 7 (a) application of July 14, 1948, requesting a certificate of public convenience and necessity pursuant to subsections (c) and (e) of section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of a natural gas transmission pipe line all as more fully described in said amendment on file with the Commission and open to public inspection, public notice thereof having been given, including publication in the FEDERAL REGISTER on April 13, 1949 (14 F. R. 1773–1774).

On April 21 and May 12, 1949, by letter and telegraphic communication City requested that the above-entitled proceeding be reconvened for further hearing commencing on May 31, June 6, or June 13, 1949.

The Commission orders:

(A) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a further public hearing be held commencing on June 6, 1949, at 10:00 a. m. (e. d. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by the application as amended, and other pleadings in this proceeding.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure.

Date of issuance: May 20, 1949.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 49-4180; Filed, May 25, 1949; 9:00 a. m.]

FEDERAL RESERVE SYSTEM

Board of Governors

RULES OF ORGANIZATION

MISCELLANEOUS AMENDMENTS

The rules of Organization (formerly 12 CFR, Part 261) have been amended in the following respects:

1. Former § 261.3 (b) was amended, effective as of December 6, 1948, to read as follows:

(b) *Legal Division.* The Legal Division is headed by the Board's General Counsel. It advises and assists the Board with respect to legal matters, including, among other things, preparation of, or assistance on, regulations, orders, opinions and other documents or correspondence of legal or semi-legal character.

2. Former § 261.3 (e) was amended, effective as of September 16, 1948, to read as follows:

(e) *Division of Bank Operations.* The Division of Bank Operations is headed by a Director. It advises and assists the Board with respect to matters concerning the condition, operation, and reports of the Federal Reserve Banks, arranges for printing and shipment of Federal Reserve notes to supply the Federal Reserve Banks, and collects and prepares various data regarding condition, earnings, expenses, and other statistics of Reserve Banks, member banks, and other banks. It also deals with administrative matters arising under Part 222 relating to consumer instalment credit.

3. Former § 261.3 (f) was amended, effective as of December 6, 1948, to read as follows:

(f) *Office of the Solicitor.* The Office of the Solicitor is headed by the Solicitor. It is responsible for the representation of the Board in all litigation to which the Board may be a party and for the institution and conduct of all formal proceedings by or on behalf of the Board to enforce provisions of law or of the Board's regulations.

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM,
[SEAL] S. R. CARPENTER, *Secretary.*

[F. R. Doc. 49-4178; Filed, May 25, 1949; 9:02 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-2054]

COLUMBIA GAS SYSTEM, INC.

ORDER RELEASING JURISDICTION OVER FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of May 1949.

The Commission by order dated March 4, 1949, having permitted a declaration to become effective with respect to the issue and sale by The Columbia Gas System, Inc. ("Columbia"), a registered holding company, pursuant to the competitive bidding requirements of Rule U-50, of $20,000,000 principal amount of Debentures due 1974, and said order having reserved jurisdiction with respect to the payment of legal fees and expenses incurred in connection with the transaction; and

Statements with respect to the legal fees and expenses incurred in connection with the transaction having been filed, such statements setting forth the said fees and expenses as follows:

Cravath, Swaine & Moore, counsel for Columbia	$15,000.00
Shearman & Sterling & Wright, counsel for Underwriters	12,592.10
Local counsel for Columbia	1,950.00
Total	29,542.10

The Commission having considered such fees and expenses and deeming them to be not unreasonable and that jurisdiction with respect thereto should be released:

It is ordered, That the jurisdiction heretofore reserved with respect to the said legal fees and expenses incurred in connection with the issue and sale of the Debentures due 1974 be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 49-4176; Filed, May 25, 1949; 9:00 a. m.]

[File Nos. 70-2091, 70-1825]

NARRAGANSETT ELECTRIC CO. ET AL.

MEMORANDUM OPINION AND INTERIM ORDER AUTHORIZING ISSUANCE OF PROMISSORY NOTES

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of May A. D. 1949.

In the matter of The Narragansett Electric Company, File No. 70-2091; Attleboro Steam and Electric Company, Beverly Gas and Electric Company, Central Massachusetts Electric Company, Eastern Massachusetts Electric Company, Gardner Electric Light Company, Gloucester Electric Company, Gloucester Gas Light Company, Granite State Electric Company, Haverhill Electric Company, Lawrence Gas and Electric Company, The Lowell Electric Light Corporation, Malden and Melrose Gas Light Company, Worcester Suburban Electric Company, New England Power Company, Northampton Electric Lighting Company, Northern Berkshire Gas Company, Quincy Electric Light and Power Company, Salem Gas Light Company, Southern Berkshire Power & Electric Company, Suburban Gas and Electric Company, Wachusett Electric Company, Weymouth Light and Power Company, Worcester County Electric Company, File No. 70-1825.

On March 21, 1949, the Narragansett Electric Company ("Narragansett"), a public-utility subsidiary company of New England Electric System ("NEES"), a registered holding company, filed an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935. In its application Narragansett proposed to issue, from time to time but not later than July 31, 1949, $3,750,000 principal amount of additional promissory notes maturing not later than six months after their respective dates and bearing an effective rate of interest not in excess of 2½% per annum. By amendment, filed April 27, 1949, the amount of promissory notes proposed to be issued was reduced from $3,750,000 to $2,350,000.

On March 14, 1949, by order, we authorized certain other subsidiary companies of NEES to issue additional promissory notes during the period from January 1, 1949 to July 31, 1949 (Holding Company Act Release No. 8927). On April 12, 1949, we issued a notice of and order for hearing in that proceeding, directing NEES and such subsidiary companies to show cause why our order of March 14, 1949 should not be amended to the extent necessary to terminate the authorization contained therein with respect to promissory notes not already issued at the time of any such termination or to impose such additional terms and conditions with respect to such notes as we might deem appropriate in the public interest or for the protection of investors or consumers. (Holding Company Act Release No. 8995). In addition we directed that the proceeding with respect to the application of Narragansett be consolidated with the proceeding relating to the other subsidiaries and directed NEES and Narragansett to show cause why the issuance of additional unsecured short-term promissory notes by Narragansett is necessary or appropriate in the public interest or for the protection of investors or consumers in the absence of a permanent system financing program. After appropriate notice, the hearings began on April 27, 1949 and are still in progress.

Certain shareholders of NEES were granted leave to be heard.

Narragansett has requested an interim order to tide it over the period of time which may be expected to elapse prior to our determination of the consolidated proceedings. Certain of the presently outstanding short-term notes of Narragansett, in the aggregate principal amount of $400,000, mature on May 23, 1949. The company has a substantial construction program now in progress. It was stated that Narragansett is in immediate need of $950,000 to pay such notes at maturity and to provide new money for estimated construction expenditures and to reimburse its treasury because of prior construction expenditures. Narragansett has stated that it expects to sell to NEES $3,000,000 of common shares prior to July 31, 1949, and use the proceeds from such sale to retire then outstanding short-term promissory notes. In view of that representation and in view of the stated immediate needs of Narragansett which must be met prior to a determination of the issues in the consolidated proceeding, we find that it is appropriate in the public interest and for the protection of investors or consumers to issue an interim order authorizing Narragansett to issue, from time to time but not later than July 31, 1949, $950,000 principal amount of such notes. Such finding of course in no way involves a determination of the issues raised in the consolidated proceeding.

It is ordered, Pursuant to the terms and conditions prescribed by Rule U-24 promulgated under the act, that The Narragansett Electric Company be, and the same hereby is, authorized to issue, from time to time but not later than July 31, 1949, $950,000 principal amount of promissory notes maturing not later than six months after their respective dates and bearing an effective interest rate not in excess of 2½% per annum.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 49-4177; Filed, May 25, 1949; 9:00 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 13240]

GERTRUDE EFFTA

In re: Rights of Gertrude Effta under insurance contract. File No. F-28-28590-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gertrude Effta, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 73869170, issued by the Metropolitan Life Insurance Company, New York, New York, to Gertrude Effta, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all actions required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 12, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4184; Filed, May 25, 1949; 8:48 a. m.]

[Vesting Order 13242]

RUDOLPH HILGER

In re: Rights of Rudolph Hilger under insurance contract. File No. F-28-27265-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rudolph Hilger, who on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany, is a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 16803902, issued by the John Hancock Mutual Life Insurance Company, Boston, Massachusetts, to Selma Hilger, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That the national interest of the United States requires that the said Rudolph Hilger, be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 12, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4185; Filed, May 25, 1949; 8:49 a. m.]

[Vesting Order 13247]

KIMIKO NAGAOKA

In re: Rights of Kimiko Nagaoka under insurance contract. File No. F-39-4480-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kimiko Nagaoka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 7751303, issued by the New York Life Insurance Company, New York, New York, to Kimiko Nagaoka, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 12, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4186; Filed May 25, 1949; 8:49 a. m.]

[Vesting Order 13248]

ROKURO AND CHIYO TAMURA

In re: Rights of Rokuro Tamura and Chiyo Tamura under insurance contract. File No. F-39-107-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rokuro Tamura and Chiyo Tamura, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 7625244, issued by the New York Life Insurance Company, New York, New York, to Rokuro Tamura, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Rokuro Tamura or Chiyo Tamura, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 12, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4187; Filed, May 25, 1949; 8:49 a. m.]

[Vesting Order 13270]

WERNER HELMER

In re: Personal property owned by Werner Helmer. F-28-6370-A-1, C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Werner Helmer, whose last known address is Leipzig, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Personal property described in Exhibit A, attached hereto and by reference made a part hereof, presently in the custody of Security Storage Company, Sixteenth and Market Streets, Wilmington 99, Delaware, subject to any and all lawful liens of said Security Storage Company for accrued storage charges,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

In re: Personal property owned by Werner Helmer.

1 metal armchair.
2 metal filing cabinets.
1 bundle of mops.
1 golf bag, empty.
1 electric sweeper handle.
1 electric refrigerator.
1 bundle of poles.
1 roll in paper.
1 rug, broadloom 6 x 9.
1 trunk.
1 walnut table and pillows.
1 suitcase.
1 cabinet radio.
7 bundles of boards.
32 boxes and contents.
18 cartons and contents.
4 folding chairs.
1 footrest for folding chair.

[F. R. Doc. 49-4188; Filed, May 25, 1949; 8:49 a. m.]

[Vesting Order 13273]

TAKE OKA

In re: Estate of Take Oka, deceased. File D-39-9838; E. T. sec. 16753.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Takayuki Oka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That all right, title, interest and claim of any kind or character whatsoever of the person identified in subparagraph 1 hereof, in and to the Estate of Take Oka, deceased, is property payable or deliverable to, or claimed by the aforesaid national of a designated enemy country (Japan);

3. That such property is in the process of administration by Florence Boyes, as administratrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Joaquin;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4189; Filed, May 25, 1949; 8:49 a. m.]

[Vesting Order 13274]

KARL REISS

In re: Rights of Karl Reiss under insurance contracts. Files Nos. D–28–11609–H–15, H–16, H–17.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karl Reiss, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under contracts of insurance evidenced by policies Nos. 719050, 719051 and 719052, issued by the Pacific Mutual Life Insurance Company, Los Angeles, California, to Christian F. Reihs, also known as Christian F. Reiss, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49–4190; Filed, May 25, 1949; 8:50 a. m.]

[Vesting Order 13277]

BERTHA TAMM

In re: Rights of Bertha Tamm et al., under insurance contract. File No. F–28–29188–H–1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Bertha Tamm, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Theodore C. Tamm, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 911,524, issued by The Equitable Life Assurance Society of the United States, New York, New York, to Theodore C. Tamm, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Theodore C. Tamm, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49–4191; Filed, May 25, 1949; 8:50 a. m.]

[Vesting Order 13278]

HERBERT WEIDAUER

In re: Rights of Herbert Weidauer under insurance contract. File No. D–28–10966–H–1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herbert Weidauer, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. G 6965, Certificate 36, issued by The Travelers Insurance Company, Hartford, Connecticut, to Paul Weidauer, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49–4192; Filed, May 25, 1949; 8:50 a. m.]

[Vesting Order 13279]

MARY WENDT

In re: Estate of Mary Wendt, deceased. File No. D–28–12002; E. T. sec. 16132.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Evan Tinta and Katherine Tinta whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them in and to the estate of Mary Wendt, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Joseph A. Garry, 605 Market Street, San Francisco, California, as Special Administrator, acting

under the judicial supervision of the Superior Court, San Mateo County, California;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4193; Filed, May 25, 1949; 8:50 a. m.]

[Vesting Order 13289]

YOSHIO YOSHII

In re: Cash owned by Yoshio Yoshii. F-39-6425-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoshio Yoshii, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Cash in the sum of $186.76, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War," in the name of Eisaku Yoshii, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Yoshio Yoshii, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4194; Filed, May 25, 1949; 8:51 a. m.]

[Vesting Order 13292]

GEORGE H. REGES ET AL.

In re: George H. Reges, complainant vs. Georg Reges et als., defendants. File No. D-28-11135; E. T. sec. No. 15553.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Heinrich Reges, Maria (Marie) Wiesmeth, Margaretha Franziska Bickel Reges, Elizabeth (Elisabeth) Wies, Babette (Barbara) Rascher, Rosa Nonnenmacher and Marie Neukem (Neukam), whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the proceeds of the real estate sold pursuant to order of court in a partition suit entitled George H. Reges vs. Georg Reges et als, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Ernest T. Gearheart, Jr., as special commissioner, acting under the judicial supervision of the Circuit Court of Arlington County, Virginia;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 20, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 49-4195; Filed, May 25, 1949; 8:51 a. m.]

[Vesting Order 13272]

MAX LANGE

In re: Estate of Max Lange, deceased. File No. D-28-9686; E. T. sec. 13485.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie E. Albrecht, whose last know address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof, in and to the Estate of Max Lange, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by the Public Administrator of New York County, as Administrator, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 17, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-4168; Filed, May 24, 1949; 8:57 a. m.]